

Council of Europe
The Secretary General

Strasbourg, 7 February 2023

Dear Ms Zeller,
Dear Mr Sessa,
Dear Ms Trotman,
Dear Ms Guglielmi,

Thank you very much for your letter of 26 January regarding Mr Mustafa Başer and Mr Metin Özçelik and the detailed information you provide.

Please note that the judgment of the European Court of Human Rights in the case of Başer and Özçelik v. Türkiye became final on 30 January 2023. The Committee of Ministers will start its supervision of the implementation of this judgment as soon as it has formally received it.

I would like to assure you that the Council of Europe, through its different organs and bodies, pays particular attention to the respect for the rule of law, which is of utmost importance for the protection of the rights of all individuals, including judges and prosecutors. The independence of the judiciary plays a key role in this respect.

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Ms Edith Zeller,
President of the Association of European Administrative Judges (AEAJ)

Mr Duro Sessa,
President of the European Association of Judges (EAJ)

Ms Tamara Trotman
President of Judges for Judges

Ms Mariarosaria Guglielmi
President of Magistrats Européens pour la Démocratie et les Libertés (MEDEL)

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The full, swift and effective implementation of the judgments of the European Court of Human Rights is crucial, as underlined by the Committee of Ministers on a number of occasions in its supervisory function under the European Convention on Human Rights. As you may be aware, the Committee of Ministers continues, under the *Alparslan Altan* group of cases, to closely examine the general measures that could be taken with respect to the unlawful detention of judges and prosecutors without sufficient evidence after the 2016 coup attempt. The Committee's next examination will take place at its September 2023 Human Rights meeting. You may obtain further information on the Committee's examination of this issue under the following link: <https://hudoc.exec.coe.int/ENG?i=004-52779>.

The above-mentioned principles will continue to guide the action of the Council of Europe with respect to Türkiye, as with any other member state of our Organisation.

Yours sincerely,



Marija Pejčinović Burić